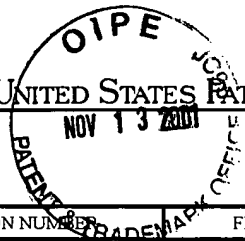




## UNITED STATES PATENT AND TRADEMARK OFFICE



COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/928,433	08/14/2001	Dennis Mendiola	08098.0013

CONFIRMATION NO. 8747

## FORMALITIES LETTER



\*OC00000006570252\*

Finnegan, Henderson, Farabow,  
Garrett & Dunner, L.L.P.  
1300 I Street, N.W.  
Washington, DC 20005-3315

Date Mailed: 09/18/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- Total additional claim fee(s) for this application is \$72.
  - \$72 for 11 total claims over 20.
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 202.

*A copy of this notice MUST be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

11/14/2001 MWOLDER1 00000009 09928433

01 FC:105

130.00 OP

Section



Customer No. 22,852  
Attorney Docket No. 08098.0013

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
Dennis MENDIOLA et al. )  
) Group Art Unit: 2152  
Serial No.: 09/928,433 )  
) Examiner:  
Filed: August 14, 2001 )  
)  
For: INSTANT MESSAGING SYSTEM )  
AND METHOD FOR REMOTE )  
NETWORKS USING A )  
SEQUENTIAL MESSAGE )  
HANDSHAKING PROTOCOL )

Assistant Commissioner for Patents  
Washington, DC 20231  
Attention: **BOX MISSING PART**

Sir:

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

In response to the Notice To File Missing Parts dated September 18, 2001, enclosed is the Declaration and a copy of the Notice To File Missing Parts.

Also enclosed is a check in the amount of \$130.00 to cover the surcharge.

Authorization is hereby given to charge any additional fees to our deposit account no. 06-0916.

LAW OFFICES

FINNEGAN, HENDERSON,  
FARABOW, GARRETT,  
& DUNNER, L.L.P.  
1300 I STREET, N. W.  
WASHINGTON, DC 20005  
202-408-4000



Please associate this Declaration with the application as filed on August 4, 2001 and assigned serial number 09/928,433.

Respectfully submitted,

FINNEGAN, HENDERSON,  
FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: November 13, 2001

By: David W. Hill  
David W. Hill  
Reg. No. 28,220

Enclosures  
DWH/FPD/gah